

IFW/B
92

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLN. OF: YAGETA et al.

SERIAL NO: 10/061,975

FILED: January 31, 2002

FOR: FILM-SEALED NON-AQUEOUS ELECTROLYTE BATTERY...

GROUP: 1752

EXAMINER: LE, Hoa Van

DOCKET: NEC PF2946

MAIL STOP ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Dear Sir:

The Notice of Allowability mailed June 23, 2004 does not acknowledge the IDS filed by the Applicants on May 3, 2004. Enclosed is an additional copy of the IDS. Since the IDS was previously filed, it is respectfully submitted that no copies of the references are believed necessary. Also, no fee is believed necessary since the IDS was filed before issuance of the Notice of Allowance.

Please initial and enter the previously filed IDS and return copies to the undersigned.

Respectfully requested,

Norman P. Soloway
Attorney for Applicant
Reg. No. 24,315

HAYES SOLOWAY P.C.
130 W. CUSHING ST.
TUCSON, AZ 85701
TEL. 520.882.7623
FAX. 520.882.7643

175 CANAL STREET
MANCHESTER, NH 03101
TEL. 603.668.1400
FAX. 603.668.8567



Serial No. 10/061,975
Docket Number: NEC PF2946
TRANSMITTAL LETTER

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP ISSUE FEE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

July 6, 2004 at Tucson, Arizona

By: Kim Good

NPS:kg

HAYES SOLOWAY P.C.

130 W. CUSHING ST.
TUCSON, AZ 85701
TEL. 520.882.7623
FAX. 520.882.7643

175 CANAL STREET
MANCHESTER, NH 03101
TEL. 603.668.1400
FAX. 603.668.8567



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLN. OF: YAGETA et al.
SERIAL NO.: 10/061,975
FILED: January 31, 2002
FOR: Film-Sealed Non-Aqueous Electrolyte Battery with Improved...
GROUP: 1752
EXAMINER: LE, HOA VAN
DOCKET: NEC PF2946

COPY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In connection with the above-entitled matter, Applicants hereby attach U.S. Patent Office form PTO-1449, including copies of the references listed therein. Where available, English language counterparts and/or abstracts are being provided for the Examiner's convenience. These references were cited in the Korean Office Action dated February 26, 2004 of the corresponding Korean patent application. Enclosed is a copy of the Korean Office Action, together with an English translation of the relevant portions thereof. The claims in the present application are believed to be patentably distinguished over these references.

This Supplemental Information Disclosure statement is being made pursuant to the duty of disclosure imposed by law and formulated in 37 CFR 1.56(A). No representation is made that the information thus disclosed in fact constitutes prior art or that it is the closest prior art, inasmuch as 37 CFR 1.56(A) relies on a materiality concept which depends on subjectivity.

HAYES SOLOWAY P.C.
130 W. CUSHING ST.
TUCSON, AZ 85701
TEL. 520.882.7623
FAX. 520.882.7643

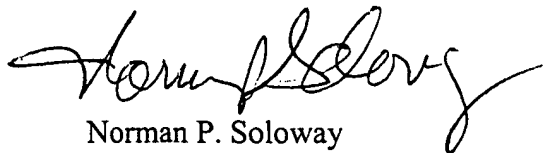
175 CANAL STREET
MANCHESTER, NH 03101
TEL. 603.668.1400
FAX. 603.668.8567

Supplemental Information Disclosure Statement

In compliance with the requirements of 37 C.F.R. § 1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 U.S.C. § 1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits a translation of portions of an official action by a foreign examiner in which the references were cited. The relevance to the pending U.S. patent application is that the references were cited in a foreign patent application on the same subject matter. However, no independent analysis of the references, the accuracy of the statement of foreign examiner or the claims of the foreign application under the laws of the country or the United States relative to the subject matter claimed in the present application has been made; the present understanding of the contents thereof by the undersigned being based on the translation of the foreign examiner's comments submitted therewith.

The enclosed Supplemental Information Disclosure Statement is being submitted within three months of the Korean Office Action, as certified in the attached Certification for Information Disclosure Statement. Therefore, we believe there are no fees involved with this Information Disclosure Statement. In the event there are additional fees payable, please charge them to our Deposit Account No. 08-1391.

Respectfully submitted,



Norman P. Soloway
Attorney for Applicants
Registration No. 24,315

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 3, 2004 at Tucson, Arizona.

By: _____



WAYES SOLOWAY P.C.

130 W. CUSHING ST.
TUCSON, AZ 85701
TEL. 520.882.7623
FAX. 520.882.7643

175 CANAL STREET
MANCHESTER, NH 03101
TEL. 603.668.1400
FAX. 603.668.8567

**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT**

Docket No.
NEC PF2946

In Re Application Of: YAGETA et al.

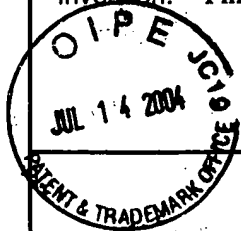
Serial No.
10/061,975

Filing Date
January 31, 2002

Examiner
LE, HOA VAN

Group Art Unit
1752

Invention: Film-Sealed Non-Aqueous Electrolyte Battery with Imporved Surface-Treated Lead Terminal



TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

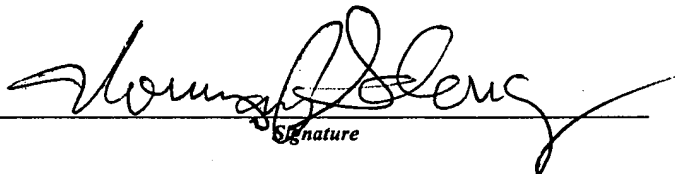
Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- ☒ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

- ☐ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.


Signature

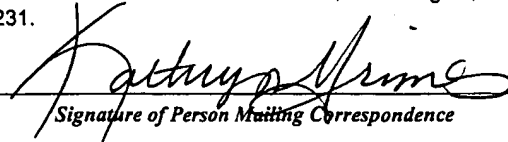
Dated:

May 3, 2004

Norman P. Soloway
Registration No. 24,315
HAYES SOLOWAY P.C.
130 W. Cushing Street
Tucson, AZ 85701

Certificate of Mailing by First Class Mail

I certify that this document is being deposited on
May 3, 2004 with the U.S. Postal Service as first
class mail under 37 C.F.R. 1.8 and is addressed to the
Assistant Commissioner for Patents, Washington, D.C.
20231.


Signature of Person Mailing Correspondence

Kathryn Grimes

Typed or Printed Name of Person Mailing Correspondence

CC:

~~(Use several sheets if necessary)~~

NEC PF29

10/061,975

YAGETA et al.

January 31, 2002

1752

[illegible][illegible]

DATE CONSIDERED

SHEET 1 OF 1